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09/877,967	06/08/2001	James C. Bedingfield	60027.0103US01/BS00241	2161
39262 7590 07/18/2007 MERCHANT & GOULD BELLSOUTH CORPORATION P.O. BOX 2903 MINNEAPOLIS, MN 55402			EXAMINER DANIEL JR, WILLIE J	
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			2617	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

09/877,967

Applicant(s)

BEDINGFIELD ET AL.

Examiner

Willie J. Daniel, Jr.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05/08/2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4, 6-12, 14-28 and 30-33 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4, 6-12, 14-28 and 30-33 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. This action is in response to applicant's amendment filed on 8 May 2007. **Claims 1-4, 6-12, 14-28, and 30-33** are now pending in the present application and **claims 5, 13, and 29** are canceled. This office action is made **Final**.

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-4, 6-12, 14--28, and 30-33 are rejected under 35 U.S.C. 103(a) as being unpatentable over **O'Neil et al.** (hereinafter O'Neil) (**US 5,963,864**) in view of **Knoerle et al.** (hereinafter Knoerle) (**US 6,694,004 B1**).

Regarding **claim 1**, O'Neil discloses a system (see col. 8, line 43-50; Fig. 1) for providing a simultaneous ring service for a subscriber (see abstract; col. 8, line 43-50; Figs. 4a-b and 5), comprising:

a switch (16a-b) in communication with a "wireline unit" (20e or 20f) which reads on the claimed "wired terminal" having a first identifier (e.g., wireline unit directory number) associated with the subscriber for detecting a first terminating trigger specific to the service in response to an incoming communication to the wired terminal (20e) from a calling party (20a-d), wherein the first terminating trigger is associated with the first identifier (e.g., wireline unit directory number) (see col. 16, lines 4-32; col. 15, lines 40-50; col. 10, line 8 -

col. 11, line 24; Figs. 4a-b and 5). The system contains an AIN (Advanced Intelligent Network) which triggers an event (see col. 12, lines 25-40; col. 15, lines 1-9; Figs. 4A “step 110” and 5 “step 210”), where the switches provide triggers on how to process a call to a wireless or wireline telephone number which operates in conjunction with the SCP according to the feature or service provided. ;

a service control point (24) in communication with the switch (16b) for (Figs. 1, 4a-b, and 5):

determining, in response to detection of the first terminating trigger by the switch (16b), whether the wired terminal (20e) and an associated wireless terminal (34) of the subscriber are available (col. 12, lines 5-40; col. 16, line 57 - col. 17, line 19; Figs. 4a-b and 5), and

determining that the associated wireless terminal has a voice messaging system (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B),

the subscriber wireless number the wireless terminal is deemed unavailable (see Fig. 4a “ref. 108” and 5 “ref. 208”) and the wireless number the wireless terminal is deemed available (see Figs. 4a “ref. 108” and 5 “ref. 208”) (see col. 29, lines 22-28), where a check is made to see if the wireless unit is available or busy. When the wireless unit is indicated as busy, the system proceeds in a conventional manner. As a note, the system may recognize the wireless unit as the calling party to indicate a busy signal, therefore allowing the system to proceed in a conventional or normal manner.

a services node (30) in communication with the switch (16b) for receiving the incoming communication from the switch (16b) when the service control point (24) determines that both the wired terminal (20e) and the wireless terminal (34) are available, and, in response

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thereto, for placing first and second outgoing communications (see col. 12, line 41 - col. 13, line 8; col. 16, line 52 - col. 17, line 19; Figs. 4a-b and 5), where the directory number for the wireless terminal is stored in the database of the SCP for the extension services provided;

wherein the switch (16b) is further for routing the second outgoing communication to the wired terminal and for detecting a second terminating trigger (e.g., another trigger)

associated with the wireless terminal in response to the first outgoing communication (see col. 15, lines 40-50; col. 16, lines 4-30; Figs. 4a-b and 5). The system contains an AIN (Advanced Intelligent Network) which triggers an event (see col. 12, lines 25-40; col. 15, lines 1-9; Figs. 4A "step 110" and 5 "step 210"), where the switches provide triggers on how to process a call to a wireless or wireline telephone number which operates in conjunction with the SCP according to the feature or service provided, and

wherein the service control point (24), in response to detection of the second terminating trigger (e.g., another trigger) by the switch (16b), is further for interrogating a database for a second identifier (e.g., wireless unit directory number) associated with the wireless terminal (34) and instructing the switch to route the first outgoing communication (e.g., first call or leg) to the wireless terminal (34) (see col. 15, lines 40-54; col. 16, lines 4-30; col. 16, line 52 - col. 17, line 19; col. 21, lines 5-25; col. 10, lines 28-37; col. 12, lines 18-40; Figs. 4a-b and 5), where system allows that any type of unit (wireless or wireline) can be used to direct communication with any other type of unit (wireless or wireline) (see col. 9, lines 45-60) which allows for either the wireline or wireless unit to be first or second communication that meets the claiming of the first outgoing communication to the wireless telecommunication

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unit. The trigger causes the SCP (24) to query a database to provide subscriber information such as the services and wireless number (e.g., identifier).

wherein the services node (30) is further configured for placing the second outgoing communication (e.g., second call or leg) a predetermined time period after placing the first outgoing communication (e.g., first call or leg) (see col. 20, line 48 - col. 21, line 13; col. 21, lines 38-48; Fig. 4a "ref. 110"), where directing a call to the wireless unit (e.g., first call or leg; 34) takes a certain time period to setup then directing the call to the wireline unit (e.g., second call or leg; 20e) so the rings would be simultaneous because of the delay through the wireless network in which the wireless terminal and wired terminal both ring at the same time, concurrently, or within a matter of time (e.g., seconds) of each other,

wherein when the wireless terminal (34) has the voice messaging system, the voice messaging system will not answer before the wired terminal (20e) begins ringing (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B). O'Neil does not specifically disclose having the feature determining if the calling party number matches the subscriber wireless number stored at the service control point, wherein if the calling party number matches the subscriber wireless number the wireless terminal is deemed unavailable and if the calling party number does not match the wireless number the wireless terminal is deemed available. However, the examiner maintains that the feature determining if the calling party number matches the subscriber wireless number stored at the service control point, wherein if the calling party number matches the subscriber wireless number the wireless terminal is deemed unavailable and if the calling party number does not match the

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wireless number the wireless terminal is deemed available was well known in the art, as taught by Knoerle.

In the same field of endeavor, Knoerle discloses the feature determining if the calling party number (e.g., secondary line) matches the subscriber wireless number (e.g., wireless line) stored at the service control point (116 SCP), wherein if the calling party number (e.g., secondary line) matches the subscriber wireless number (e.g., wireless line) the wireless terminal is deemed unavailable and if the calling party number (e.g., secondary line) does not match the wireless number (e.g., wireless line) the wireless terminal is deemed available (see col. 2, lines 16-37; Fig. 1).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of O'Neil and Knoerle to have the feature determining if the calling party number matches the subscriber wireless number stored at the service control point, wherein if the calling party number matches the subscriber wireless number the wireless terminal is deemed unavailable and if the calling party number does not match the wireless number the wireless terminal is deemed available, in order to provide a simultaneous ring service to subscriber's primary and secondary lines, as taught by Knoerle (see col. 1, lines 39-42).

Regarding **claim 2**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 1), in addition O'Neil further discloses the system (Fig. 1) of claim 1, wherein the services node (30) is further for:

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connecting the incoming communication to the wired terminal (20e) when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 21, lines 50-59; Figs. 4a-b and 5); and

connecting the incoming communication to the wireless terminal (34) when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 21, lines 50-59; Figs. 4a-b and 5).

Regarding **claim 3**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 2), in addition O'Neil further discloses the system (Fig. 1) of claim 2, wherein the services node (30) is further for:

dropping the first outgoing communication when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 23, lines 38-67; Figs. 4a-b and 5); and

dropping the second outgoing communication when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 23, lines 38-67; Figs. 4a-b and 5).

Regarding **claim 4**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 3), in addition O'Neil further discloses the system of claim 3, wherein the service control point (24) includes an associated database (28) storing the second identifier (e.g., wireless unit directory number) associated with the wireless terminal (34) (see col. 15, lines 40-53; Fig. 1), and

wherein the services node (30) is not for storing the second identifier associated with the wireless terminal (34) (see col. 15, lines 40-53; col. 12, lines 11-24; col. 15, lines 40-53; Fig. 1), where the directory number for the wireless terminal is stored in the database of the SCP for the extension services provided.

Regarding **claim 6**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 1), in addition O'Neil further discloses the system of claim 1, wherein the service control point (24) is for determining whether the wired terminal (20e) is available by sending a query message to the switch (16b) requesting a status of the wired terminal (20e) (see col. 16, line 66 - col. 17, line 12; Figs. 4a-b).

Regarding **claim 7**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 6), in addition O'Neil further discloses the system of claim 6, wherein the service control point (24) is for determining whether the wireless terminal (34) is available by sending a query message to a home location register requesting the status of the wireless terminal (34) (see col. 16, line 56-65; col. 18, line 6-19; Figs. 4a-b).

Regarding **claim 8**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 7), in addition O'Neil further discloses the system of claim 7, wherein the service control point (24) is further for determining that the wireless terminal (34) is available when the home location register (40) does not respond to the query message within a predetermined time period (see col. 14, lines 15-33; Figs. 1), when there is no response within a certain period of time from the HLR of the availability of the wireless unit the system will check the VLR when the wireless unit is roaming (see col. 18, line 4-19).

Regarding **claim 9**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 1), in addition O'Neil further discloses the system of claim 1, wherein the service control point (24) is further for instructing the switch (16b) to route the incoming communication to the wired terminal (20e) when the service control point

determines that at least one of the wired terminal (20e) and the wireless terminal (34) are not available (see col. 16, line 52 - col. 17, line 12).

Regarding **claim 10**, O'Neil discloses a method for providing a simultaneous ring service for a subscriber (see abstract; col. 8, line 43-50; Figs. 4a-b and 5), comprising:

detecting an incoming communication from a calling party (20a-d) to a wired terminal (20e) associated with a first identifier (e.g., wireline unit directory number) that is associated with the subscriber from a first terminating trigger associated with the first identifier (e.g., wireline unit directory number) (see col. 8, line 43-50; col. 15, lines 40-53);

determining, in response to detection of the incoming communication, whether the wired terminal (20e) and an associated wireless terminal (34) of the subscriber are available (see col. 16, line 52 - col. 17, line 19; Fig. 4A-B and 5);

wherein a directory number (e.g., wireless directory number) for the wireless terminal (34) of the subscriber is stored at a service control point (SCP 24) (see col. 15, lines 40-54; Fig. 1), where the SCP (24) stores information (i.e., wireless and wireline directory number) in database (28);

placing first and second outgoing communications when both the wired terminal (20e) and the wireless terminal (34) are available (see col. 20, line 66 - col. 21, line 48; Figs. 4A 'ref. 110' and 5 'ref. 210');

routing the second outgoing communication to the wired terminal (20e) (see col. 21, line 2-25; Fig. 1);

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detecting a second terminating trigger associated with the wireless terminal in response to the first outgoing communication (see col. 16, lines 4-30; col. 21, lines 13-25; Figs. 4a-b, 5), where the trigger determines the status of the wireless unit; and

routing, in response to detection of the second terminating trigger, the first communication to the wireless terminal (34) (see col. 16, lines 4-30; col. 21, line 26-48; Figs. 1, 4A-B, 5),

wherein placing the first and second outgoing communications includes placing the first outgoing communication (e.g., first call or leg) a predetermined time period before placing the second outgoing communication (e.g., second call or leg) wherein the predetermined time period is configured to cause the wired terminal (20e) and the wireless terminal (34) to begin ringing within 3 seconds of each other (see col. 20, line 48 - col. 21, line 13; col. 21, lines 38-48; Fig. 4a "ref. 110"), where directing a call to the wireless unit (e.g., first call or leg) takes a certain time period to setup then directing the call to the wireline unit (e.g., second call or leg) so the rings would be simultaneous because of the delay through the wireless network in which the wireless terminal and wired terminal both ring at the same time, concurrently, or within a matter of time (e.g., seconds) of each other,

wherein when the wireless terminal (34) has a voice messaging system, the voice messaging system will not answer before the wired terminal (20e) begins ringing (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B). O'Neil does not specifically disclose having the feature determining if the calling party number matches a subscriber wireless number. However, the examiner maintains that the feature determining if

the calling party number matches a subscriber wireless number was well known in the art, as taught by Knoerle.

Knoerle further discloses the feature determining if the calling party number (e.g., secondary line) matches a subscriber wireless number (e.g., wireless line) (see col. 2, lines 16-37; Fig. 1). As a note, Knoerle further discloses the feature wherein a directory number (e.g., wireless line) for the wireless terminal is stored at the service control point (116 SCP) (see col. 2, lines 16-37; Fig. 1).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of O'Neil and Knoerle to have the feature determining if the calling party number matches a subscriber wireless number, in order to provide a simultaneous ring service to subscriber's primary and secondary lines, as taught by Knoerle (see col. 1, lines 39-42).

Regarding **claim 11**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 10), in addition O'Neil further discloses the method of claim 10, further comprising:

connecting the incoming communication to the wired terminal (20e) when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 21, lines 50-59; Figs. 4a-b and 5); and

connecting the incoming communication to the wireless terminal (34) when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 21, lines 50-59; Figs. 4a-b and 5).

Regarding **claim 12**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 11), in addition O'Neil further discloses the method of claim 11, further comprising:

dropping the first outgoing communication when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 23, lines 38-67; Figs. 4a-b and 5); and

dropping the second outgoing communication when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 23, lines 38-67; Figs. 4a-b and 5).

Regarding **claim 14**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 10), in addition O'Neil further discloses the method of claim 10, wherein determining whether the wired terminal (20e) is available includes sending a query message requesting a status of the wired terminal (20e) (see col. 16, line 66 - col. 17, line 12; Figs. 4a-b).

Regarding **claim 15**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 14), in addition O'Neil further discloses the method of claim 14, wherein determining whether the wireless terminal (34) is available includes sending a query message to a home location register requesting a status of the wireless terminal (34) (see col. 16, line 56-65; col. 18, line 6-19; Figs. 4a-b).

Regarding **claim 16**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 15), in addition O'Neil further discloses the method of claim 15, wherein determining whether the wireless terminal (34) is available includes determining that the wireless terminal (34) is available when the home location register (40) does not respond to the query message within a predetermined time period (see

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col. 14, lines 15-33; Figs. 1), when there is no response within a certain period of time from the HLR of the availability of the wireless unit the system will check the VLR when the wireless unit is roaming (see col. 18, line 4-19).

Regarding **claim 17**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 10), in addition O'Neil further discloses the method of claim 10, further comprising routing the incoming communication to the wired terminal (20e) when it is determined that at least one of the wired terminal (20e) and the wireless terminal (34) are not available (see col. 16, line 52 - col. 17, line 12).

Regarding **claim 18**, O'Neil discloses a system for providing a simultaneous ring service for a subscriber (see abstract; col. 8, line 43-50; Figs. 1, 4a-b, and 5), comprising:

means for detecting an incoming communication from a calling party (20a-d) using a calling party terminal to a wired terminal (20e) associated with a first identifier (e.g., wireline unit directory number) that is associated with the subscriber from a first terminating trigger associated with the first identifier (e.g., wireline unit directory number) (see col. 8, line 43-50; col. 15, lines 40-50);

programmable determination means for determining, in response to detection of the incoming communication, whether the wired terminal (20e) and an associated wireless terminal (34) of the subscriber are available (see col. 16, line 52 - col. 17, line 19; Figs. 4A-B and 5);

the wireless terminal (34) being associated with the wired terminal (20e) configured to receive the incoming communication from the calling party (see col. 15, lines 4-36; col. 20, line 48 - col. 21, line 13; col. 21, lines 38-48; Figs. 1, 4A "ref. 108 and 110", and 4B), where

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the wireless terminal is associated with the wired terminal in which the terminals are able to receive incoming calls,

wherein the identifier (e.g., wireless directory number) of the wireless terminal (34) of the subscriber is stored in a service control point (SCP 24) (see col. 15, lines 40-54; Fig. 1), where the SCP (24) stores information (i.e., wireless and wireline directory number) in database (28);

the identifier of the wireless terminal the wireless terminal is deemed available (see Figs. 4a "ref. 108" and 5 "ref. 208") (see col. 29, lines 22-28), where a check is made to see if the wireless unit is available or busy. When the wireless unit is indicated as busy, the system proceeds in a conventional manner. As a note, the system may recognize the wireless unit as the calling party to indicate a busy signal, therefore allowing the system to proceed in a conventional or normal manner, and when the wireless unit is not the calling party, the system considering the wireless unit to be available.

programmable service means for placing first and second outgoing communications when both the wired terminal (20e) and the wireless terminal (34) are available and when the calling party identifier (e.g., caller - 20a) is not identical to the wireless terminal identifier (e.g., telephone number) (see col. 20, line 66 - col. 21, line 48; col. 10, line 66 - col. 11, line 24; col. 15, lines 4-36; Figs. 1, 4A '110' and 5 '210'), where the caller is not associated with the subscriber's wired terminal (20e) and associated (e.g., extension) wireless terminal (34);

switching means for routing the second outgoing communication to the wired terminal (20e) (see col. 21, line 2-25; Fig. 1);

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means for detecting a second terminating trigger associated with the wireless terminal in response to the first outgoing communication (see col. 16, lines 4-30; col. 21, lines 13-25; Figs. 4A-B, 5), where the trigger determines the status of the wireless unit (see col. 21, line 2-25; Fig. 1); and

means for detecting when the wireless terminal has a voice messaging system (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B); and

switching means for routing, in response to detection of the second terminating trigger, the first communication to the wireless terminal (34) (see col. 16, lines 4-30; col. 21, lines 26-48; Figs. 4A-B and 5),

wherein when the wireless terminal (34) has the voice messaging system, the voice messaging system will not answer before the wired terminal (20e) begins ringing (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B). O'Neil does not specifically disclose having the features programmable determination means for determining, in response to detection of the incoming communication, whether an identifier associated with the calling party is identical to an identifier of the wireless terminal of the subscriber, wherein the wireless terminal and the calling party terminal are the same terminal when the identifier associated with the calling party is identical to the identifier of the wireless terminal, wherein when the identifier associated with the calling party does not match the identifier of the wireless terminal the wireless terminal is deemed available. However, the examiner maintains that the features programmable determination means for determining, in response to detection of the incoming communication, whether an identifier associated with the calling party is identical to an identifier of the wireless terminal of the subscriber,

wherein the wireless terminal and the calling party terminal are the same terminal when the identifier associated with the calling party is identical to the identifier of the wireless terminal, wherein when the identifier associated with the calling party does not match the identifier of the wireless terminal the wireless terminal is deemed available was well known in the art, as taught by Knoerle.

Knoerle discloses the features programmable determination means for determining, in response to detection of the incoming communication, whether an identifier (e.g., secondary line) associated with the calling party is identical to an identifier (e.g., wireless line) of the wireless terminal of the subscriber, wherein the wireless terminal and the calling party terminal are the same terminal when the identifier (e.g., secondary line) associated with the calling party is identical to the identifier (e.g., wireless line) of the wireless terminal (see col. 2, lines 16-37; Fig. 1),

wherein when the identifier associated with the calling party does not match the identifier of the wireless terminal the wireless terminal is deemed available (see col. 2, lines 31-37). As a note, Knoerle further discloses the feature wherein the identifier of the wireless terminal of the subscriber is stored in a service control point (116 SCP) (see col. 2, lines 16-37; Fig. 1).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of O'Neil and Knoerle to have the features programmable determination means for determining, in response to detection of the incoming communication, whether an identifier associated with the calling party is identical to an identifier of the wireless terminal of the subscriber, wherein the wireless terminal and the

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calling party terminal are the same terminal when the identifier associated with the calling party is identical to the identifier of the wireless terminal, wherein when the identifier associated with the calling party does not match the identifier of the wireless terminal the wireless terminal is deemed available, in order to provide a simultaneous ring service to subscriber's primary and secondary lines, as taught by Knoerle (see col. 1, lines 39-42).

Regarding **claim 19**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 18), in addition O'Neil further discloses the system of claim 18, wherein the programmable service means further include:

programmable switching means for connecting the incoming communication to the wired terminal (20e) when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 21, lines 50-59; Figs. 4a-b and 5); and

programmable switching means for connecting the incoming communication to the wireless terminal (34) when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 21, lines 50-59; Figs. 4a-b and 5).

Regarding **claim 20**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 19), in addition O'Neil further discloses the system of claim 19, wherein the programmable service means further include:

programmable means for dropping the first outgoing communication when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 23, lines 38-67; Figs. 4a-b and 5); and

programmable means for dropping the second outgoing communication when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 23, lines 38-67; Figs. 4a-b and 5).

Regarding **claim 21**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 18), in addition O'Neil further discloses the system of claim 18, wherein the programmable service means for placing the first and second outgoing communications includes programmable service means for placing the first outgoing communication a predetermined time period before placing the second outgoing communication (see col. 20, line 66 - col. 21, line 13), where the directing to the wireless unit takes a certain time period to setup then directing to the wireline unit so the rings would be simultaneous because of the delay through the wireless network.

Regarding **claim 22**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 18), in addition O'Neil further discloses the system of claim 18, wherein the programmable means for determining whether the wired terminal (20e) is available includes programmable means for sending a query message requesting a status of the wired terminal (20e) (see col. 16, line 66 - col. 17, line 12; Figs. 4a-b).

Regarding **claim 23**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 22), in addition O'Neil further discloses the system of claim 22, wherein the programmable means for determining whether the wireless terminal (34) is available includes programmable means sending a query message to a home

location register requesting a status of the wireless terminal (34) (see col. 16, line 56-65; col. 18, line 6-19; Figs. 4a-b).

Regarding **claim 24**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 23), in addition O'Neil further discloses the system of claim 23, wherein the programmable means for determining whether the wireless terminal (34) is available includes programmable means for determining that the wireless terminal (34) is available when the home location register (40) does not respond to the query message within a predetermined time period (see col. 14, lines 15-33; Figs. 1), when there is no response within a certain period of time from the HLR of the availability of the wireless unit the system will check the VLR when the wireless unit is roaming (see col. 18, line 4-19).

Regarding **claim 25**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 18), in addition O'Neil further discloses the system of claim 18, further comprising switching means for routing the incoming communication to the wired terminal (20e) when it is determined that at least one of the wired terminal (20e) and the wireless terminal (34) are not available (see col. 16, line 52 - col. 17, line 12).

Regarding **claim 26**, O'Neil discloses a computer readable medium having stored thereon computer-executable instructions for causing a computer to perform a method of providing a simultaneous ring service for a subscriber, the method comprising:

detecting an incoming communication from a calling party (20a-d) to a wired terminal (20e) associated with a first identifier (e.g., wireline unit directory number) that is associated

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with the subscriber from a first terminating trigger associated with the first identifier (e.g., wireline unit directory number) (see col. 8, line 43-50; col. 15, lines 40-53);

determining, in response to detection of the incoming communication, whether the wired terminal (20e) and an associated wireless terminal (34) of the subscriber are available (see col. 16, line 52 - col. 17, line 19; Figs. 4A-B and 5);

wherein a directory number (e.g., wireless directory number) for the wireless terminal (34) of the subscriber is stored at a service control point (SCP 24) (see col. 15, lines 40-54; Fig. 1), where the SCP (24) stores information (i.e., wireless and wireline directory number) in database (28);

placing first and second outgoing communications when both the wired terminal (20e) and the wireless terminal (34) are available (see col. 20, line 66 - col. 21, line 48; Figs. 4A 'ref. 110' and 5 'ref. 210');

wherein placing the first and second outgoing communications includes placing the first outgoing communication (e.g., first call or leg) a predetermined time period before placing the second outgoing communication (e.g., second call or leg) wherein the predetermined time period is configured to cause the wired terminal (20e) and the wireless terminal (34) to begin ringing within 3 seconds of each other (see col. 20, line 48 - col. 21, line 13; col. 21, lines 38-48; Fig. 4a "ref. 110"), where directing a call to the wireless unit (e.g., first call or leg) takes a certain time period to setup then directing the call to the wireline unit (e.g., second call or leg) so the rings would be simultaneous because of the delay through the wireless network in which the wireless terminal and wired terminal both ring at the same time, concurrently, or within a matter of time (e.g., seconds) of each other;

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routing the second outgoing communication to the wired terminal (20e) (see col. 21, line 2-25; Fig. 1);

detecting a second terminating trigger associated with the wireless terminal in response to the first outgoing communication (see col. 16, lines 4-30; col. 21, lines 13-25; Figs. 4a-b, 5), where the trigger determines the status of the wireless unit;

detecting when the wireless terminal has a voice messaging system (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B), and

routing, in response to detection of the second terminating trigger, the first communication to the wireless terminal (34) (see col. 16, lines 4-30; col. 21, line 26-48; Figs. 1, 4A-B, 5),

wherein when the wireless terminal (34) has the voice messaging system, the voice messaging system will not answer before the wired terminal (20e) begins ringing (see col. 9, lines 29-39; col. 29, lines 29-38; col. 1, lines 31-44; Figs. 4A-B). O'Neil does not specifically disclose having the feature determining if the calling party number matches a subscriber wireless number. However, the examiner maintains that the feature determining if the calling party number matches a subscriber wireless number was well known in the art, as taught by Knoerle.

Knoerle further discloses the feature determining if the calling party number (e.g., secondary line) matches a subscriber wireless number (e.g., wireless line) (see col. 2, lines 16-37; Fig. 1). As a note, Knoerle further discloses the feature wherein a directory number (e.g., wireless line) for the wireless terminal is stored at the service control point (116 SCP) (see col. 2, lines 16-37; Fig. 1).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of O'Neil and Knoerle to have the feature determining if the calling party number matches a subscriber wireless number, in order to provide a simultaneous ring service to subscriber's primary and secondary lines, as taught by Knoerle (see col. 1, lines 39-42).

Regarding **claim 27**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 26), in addition O'Neil further discloses the computer readable medium of claim 26, the method further comprising:

connecting the incoming communication to the wired terminal (20e) when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 21, lines 50-59; Figs. 4a-b and 5); and

connecting the incoming communication to the wireless terminal (34) when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 21, lines 50-59; Figs. 4a-b and 5).

Regarding **claim 28**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 27), in addition O'Neil further discloses the computer readable medium of claim 27, the method further comprising:

dropping the first outgoing communication when the wired terminal (20e) is answered before the wireless terminal (34) (see col. 23, lines 38-67; Figs. 4a-b and 5); and

dropping the second outgoing communication when the wireless terminal (34) is answered before the wired terminal (20e) (see col. 23, lines 38-67; Figs. 4a-b and 5).

Regarding **claim 30**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 26), in addition O'Neil further discloses the computer readable medium of claim 26, wherein the first identifier comprises at least a first telephone number (e.g., wireline unit directory number) and wherein the second identifier comprises at least a second telephone number (e.g., wireless unit directory number) that is different from the at least a first telephone number (e.g., wireline unit directory number) (see col. 15, lines 40-50).

Regarding **claim 31**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 1), in addition O'Neil further discloses the system of claim 1, wherein the first identifier comprises at least a first telephone number (e.g.,4 wireline unit directory number) and wherein the second identifier comprises at least a second telephone number (e.g., wireless unit directory number) that is different from the at least a first telephone number (e.g., wireline unit directory number) (see col. 15, lines 40-50).

Regarding **claim 32**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 10), in addition O'Neil further discloses the method of claim 10, wherein the first identifier comprises at least a first telephone number (e.g., wireline unit directory number) and wherein the second identifier comprises at least a second telephone number (e.g., wireless unit directory number) that is different from the at least a first telephone number (e.g., wireline unit directory number) (see col. 15, lines 40-50).

Regarding **claim 33**, the combination of O'Neil and Knoerle discloses every limitation claimed, as applied above (see claim 18), in addition O'Neil further discloses the system of claim 18, wherein the first identifier comprises at least a first telephone number

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(e.g., wireline unit directory number) and wherein the second identifier comprises at least a second telephone number (e.g., wireless unit directory number) that is different from the at least a first telephone number (e.g., wireline unit directory number) (see col. 15, lines 40-50).

Response to Arguments

3. Applicant's arguments with respect to claims 1-4, 6-12, 14-28, and 30-33 have been considered but are moot in view of the new ground(s) of rejection necessitated by the amended language and/or new limitations.

In response to applicant's arguments, the Examiner respectfully disagrees as the applied reference(s) provide more than adequate support and to further clarify (see the above claims for relevant citations and comments in this section).

4. In response to applicant's argument on pg. 17, 3rd paragraph, "...Knoerle is only available under 35 U.S.C. § 102(e)...", the Examiner respectfully disagrees. The Examiner considers the ***background information*** of Knoerle to be prior art (i.e., 35 U.S.C. § 102(b)) and the rejection is hereby maintained. As a note, see ***item 6*** of the Office action mailed on 8 February 2007.

See MPEP § 2129.I and § 2129.II. [A statement by an applicant during prosecution identifying the work of another as "prior art" is an admission that that work is available as prior art against the claims, regardless of whether the admitted prior art would otherwise qualify as prior art under the statutory categories of 35 U.S.C. 102. *Riverwood Int'l Corp. v. R.A. Jones & Co.*, 324 F.3d 1346, 1354, 66 USPQ2d 1331, 1337 (Fed Cir. 2003)....

Consequently, the examiner must determine whether the subject matter identified as "prior art" is applicant's own work, or the work of another. **In the absence of another credible explanation, examiners should treat such subject matter as the work of another.]**

Conclusion

5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Willie J. Daniel, Jr. whose telephone number is (571) 272-7907. The examiner can normally be reached on 8:30-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Appiah can be reached on (571) 272-7904. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information

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about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/WJD,JR/

WJD,JR
11 July 2007

A handwritten signature in black ink, appearing to read 'Charles N. Appiah', with a stylized, cursive script.

CHARLES N. APPIAH
SUPERVISORY PATENT EXAMINER